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1		BILL NO
2		FRODUCED BY
3		(Primary Sponsor) BY REQUEST OF THE COMMISSIONER OF POLITICAL PRACTICES
4		
5	A BILL FOR A	CT ENTITLED: "AN ACT CLARIFYING WHEN THE COMMISSIONER OF POLITICAL
6	PRACTICES S	LL PROVIDE NOTIFICATION OF A MUNICIPAL CANDIDATE'S COMPLIANCE WITH
7	CERTAIN DISC	SURE REQUIREMENTS IN ORDER TO APPEAR ON THE BALLOT; AMENDING
8	SECTION 13-3	26, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
9		
10	BE IT ENACTE	BY THE LEGISLATURE OF THE STATE OF MONTANA:
11		
12	Sectio	Section 13-37-126, MCA, is amended to read:
13	"13-37	6. Names not to appear on ballot. (1) The name of a candidate may not appear on the
14	official ballot fo	n election if the candidate or a treasurer for a candidate fails to file any statement or report as
15	required by 2-2	6 or this chapter.
16	(2)	vacancy on an official ballot under this section may be filled in the manner provided by law,
17	but not by the	ne candidate.
18	(3)) In carrying out the mandate of this section, the commissioner shall, by a written statement,
19	notify the secre	y of state and the election administrator conducting an election when a candidate or a
20	candidate's tre	rer has not complied with 2-2-106 or the provisions of this chapter and that the candidate's
21	name may not	pear on the official ballot.
22	(b)	ne Except as provided in subsection (3)(c), the commissioner shall provide the notification:
23	(i)	calendar days before the certification deadline provided in 13-10-208 for statewide primary
24	elections and 2	0-401 for school district elections; and
25	(ii)	days before the certification deadline provided in 13-12-201 for general elections.
26	<u>(c)</u>	For a municipal primary election, the commissioner shall provide the notification no later than
27	5 days after the	andidate filing deadline.
28	<u>(ii)</u>	or a municipal general election, the commissioner shall provide the notification no later than



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1 September 30 or, if September 30 falls on a Saturday or Sunday, no later than the preceding Friday."

2

3 <u>NEW SECTION.</u> **Section 2. Effective date.** [This act] is effective on passage and approval.

4 - END -



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